

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA
Minute Entry

Hearing Information:

Debtor: STEVE PANDI & EILEEN A QUEZADA
Case Number: 2:16-BK-11585-SHG Chapter: 7
Date / Time / Room: THURSDAY, SEPTEMBER 14, 2017 02:30 PM 3RD FLOOR #301
Bankruptcy Judge: SCOTT H. GAN
Courtroom Clerk: TERESA MATTINGLY
Reporter / ECR: RENEE BRYANT

Matters:

- 1) ADV: 2-17-00017
STEVE PANDI & EILEEN A QUEZADA vs BMW BANK OF NORTH AMERICA
STATUS HEARING ON ADVERSARY PROCEEDING.
R / M #: 5 / 0
- 2) HEARING REGARDING OBJECTION TO PROOF OF CLAIM NO. 17 FILED BY GEORGE PANDI
R / M #: 193 / 0

Appearances:

VINCENT R. MAYR, ATTORNEY FOR CREDITORS SAMT 2009 LLC, ROSS FAMILY HOLDINGS
JIM BALL, ATTORNEY FOR BMW BANK OF NORTH AMERICA
GEORGE PANDI, CREDITOR

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(continue)... 2:16-BK-11585-SHG

THURSDAY, SEPTEMBER 14, 2017 02:30 PM

Proceedings:

AMENDED MINUTE ENTRY

ITEM: 1: STATUS HEARING ON ADVERSARY PROCEEDING.

The Court discusses a notice that includes language indicating there is no attorney present and there has been no momentum to move the case forward and unless there is an appearance by Mr. Steve Pandi or his counsel by the next hearing, the case will be dismissed for lack of prosecution.

Mr. Ball would prefer to have the case dismissed now but understands the Court's request for notice.

COURT: AN ORDER TO SHOW CAUSE WHY THE CASE SHOULD NOT BE DISMISSED FOR LACK OF PROSECUTION WILL ISSUE WITH A HEARING DATE OF THURSDAY, OCTOBER 12, 2017 AT 2:30 P.M. Mr. Ball may appear by telephone for the next hearing.

ITEM: 2: HEARING REGARDING OBJECTION TO PROOF OF CLAIM NO. 17 FILED BY GEORGE PANDI

The Court thinks at this point it will need to set an evidentiary hearing on the issue of the validity of the claim. It wonders if discovery will need to be conducted and how soon the evidentiary hearing should be set.

Mr. Mayr thinks it would be appropriate to have some discovery. He'd ask for a ninety day discovery period.

The Court asks about depositions.

Mr. Mayr is not sure about depositions.

The Court explains to Mr. George Pandi how the matter will proceed over the next ninety days.

COURT: A STATUS HEARING ON DISCOVERY IS SET FOR THURSDAY, JANUARY 11, 2018 AT 2:30 P.M. AT WHICH A TRIAL DATE CAN BE SET.

The hearing is adjourned.

C=> MEB

Copy of the M.E. mailed by BNC to:
Steve Pandi, Debtor
Eileen Quezada, Debtor
tlm

RE: ADV 2-17-00017 ** SUBSEQUENTLY, THE COURT AMENDS ITS RULING AS TO THE HEARING DATE: AN ORDER TO SHOW CAUSE WHY THE CASE SHOULD NOT BE DISMISSED FOR LACK OF PROSECUTION WILL ISSUE WITH A HEARING DATE OF THURSDAY, OCTOBER 19, 2017 AT 2:00 P.M. Mr. Ball may appear by telephone for the next hearing.